

UNITED STATES COURT OF APPEALS

FOR THE EIGHTH CIRCUIT

No. 05-2796

Tom Lingenfelter, Individually;
Phil Florence, Individually and as
Beneficiary in Empire Paper Company
Profit Sharing Plan; Diane S.
Blodgett, Individually and as a
Vester Beneficiary; T.G. Morgan,
Inc., Defined Benefit Pension Plan,

Appellants,

vs.

John Stoebner; Lapp, Libra,
Thompson, Stoebner & Pusch, Chtd.;
Gordon Conn; Charles Webber;
Faegre & Benson, LLP; Kalina,
Wills, Gisvold & Clark, P.L.L.P.;
Larson, Allen, Weishair & Co., LLP,
in their Individual Capacities;
H.S.B.C. Bank USA,

Appellees.

Appeal from the United States
District Court for the
District of Minnesota

03-CV-5544 JMR/FLN

JUDGMENT

This appeal from the United States District Court was submitted on the record of the district court, briefs of the parties and was argued by counsel.

After consideration, it is hereby ordered and adjudged that the judgment of the district court in this cause is affirmed in accordance with the opinion of this Court.

(5172-010199)

July 20, 2006

SCANNED

AUG 30 2006

U.S. DISTRICT COURT MPLS

Order Entered in Accordance with Opinion:

Michael E. Gans

Clerk, U.S. Court of Appeals, Eighth Circuit.

MICHAEL E. GANS, CLERK
UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

BY:

Michael E. Gans

UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

THOMAS F. EAGLETON COURT HOUSE
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111 S. 10TH STREET
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MICHAEL E. GANS
Clerk of Court

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U.S. MAIL
August 30, 2006
CLERK, U.S. DIST. COURT
MINNEAPOLIS, MN

Mr. Richard Sletten
Clerk
U.S. DISTRICT COURT, MINNESOTA
202 U.S. Courthouse
300 S. Fourth Street
Minneapolis, MN 55415

Re: 05-2796 Tim Lingenfelter vs. John Stoebner

Dear Clerk:

The mandate of this Court is being sent to the clerk of the district court, together with a receipt. The clerk of the district court is requested to sign, date, and return the receipt to this office.

Any district court records in this court's possession will be returned shortly.

(5175-010199)

Sincerely,



Michael E. Gans
Clerk of Court

srd

Enclosure

(LETTER FOR INFORMATIONAL PURPOSES ONLY)

cc: Honorable James M. Rosenbaum
Lawrence M. Otter
David C. Thomas
Carl Peter Erlinder
Barry A. O'Neil
Kay Nord Hunt
Daniel C. Gerhan
Martin S. Chester

Peter A. Koller
Brian E. Palmer
Amy Schwiderski Hartman

District Court/Agency Case Number(s): CIV 03-5544 JMR/FLN